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U.S. PTO

UTILITY**PATENT APPLICATION
TRANSMITTAL**

(Only for new nonprovisional applications under 37 CFR 1.53(b))

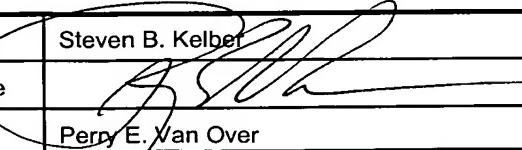
Attorney Docket No. 2343-179-27

First Inventor or Application Identifier MARK L. LAWRENCE

Title USE OF NOVEL VIRULENCE-SPECIFIC GENES AS TARGETS FOR
DIAGNOSIS AND POTENTIAL CONTROL OF VIRULENT STRAINS OF
*LISTERIA MONOCYTOGENES*00727 U.S. PTO
10/7/67441

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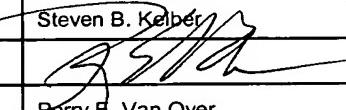
APPLICATION ELEMENTS See MPEP chapter 600 concerning utility patent application contents		ADDRESS TO: Assistant Commissioner for Patents Box Patent Application PO Box 1450 Alexandria, VA 22313-1450	
1. <input checked="" type="checkbox"/> Fee Transmittal Form (e.g. PTO/SB/17) (Submit an original and a duplicate for fee processing) <input checked="" type="checkbox"/> Applicant claims small entity status.		ACCOMPANYING DOCUMENTS	
2. <input checked="" type="checkbox"/> Specification	Total Pages 40	6. <input type="checkbox"/> Assignment Papers (cover sheet & document(s))	7. <input type="checkbox"/> 37 C.F.R. §3.73(b) Statement <input type="checkbox"/> Power of Attorney (when there is an assignee)
3. <input checked="" type="checkbox"/> Drawing(s) (35 U.S.C. 113)	Total Sheets 8	8. <input type="checkbox"/> English Translation Document (if applicable)	9. <input type="checkbox"/> Information Disclosure Statement (IDS)/PTO-1449 <input type="checkbox"/> Copies of IDS Citations
4. <input type="checkbox"/> Oath or Declaration	Total Pages 	10. <input type="checkbox"/> Preliminary Amendment	11. <input checked="" type="checkbox"/> White Advance Serial No. Postcard
a. <input type="checkbox"/> Newly executed (original or copy)		12. <input type="checkbox"/> Certified Copy of Priority Document(s) (if foreign priority is claimed)	13. <input checked="" type="checkbox"/> Request for Priority
b. <input type="checkbox"/> Copy from a prior application (37 C.F.R. §1.63(d)) (for continuation/divisional with box 16 completed)		14. <input checked="" type="checkbox"/> List of Inventors' Names and Addresses	15. <input type="checkbox"/> Other:
5. <input type="checkbox"/> Incorporation By Reference (usable if box 4B is checked) The entire disclosure of the prior application, from which a copy or the oath or declaration is supplied under Box 4B, is considered to be part of the disclosure of the accompanying application and is hereby incorporated by reference therein.			
16. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below: <input type="checkbox"/> Continuation <input type="checkbox"/> Divisional <input type="checkbox"/> Continuation-in-part (CIP) of prior application no.: Prior application information: Examiner: Group Art Unit:			
17. Amend the specification by inserting before the first line the sentence: <input type="checkbox"/> This application is a <input type="checkbox"/> Continuation <input type="checkbox"/> Division <input type="checkbox"/> Continuation-in-part (CIP) of application Serial No. Filed on			
This application claims priority of provisional application Serial No. 60/444,201, filed February 3, 2003; 60/447,297, filed February 14, 2003; and 60/458,414, filed March 31, 2003. ■			
18. CORRESPONDENCE ADDRESS Supervisor, Patent Prosecution Services PIPER RUDNICK LLP 1200 Nineteenth Street, N.W. Washington, D.C. 20036-2412 Telephone No. (202) 861-3900 Facsimile No. (202) 223-2085			

Name	Steven B. Kelber	Registration No.	30,073
Signature		Date	Jan 30, 2004
Name	Perry E. Van Over	Registration No.	42,197

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FEE TRANSMITTAL

<p style="text-align: center;">FEE TRANSMITTAL</p>								Docket No.	2343-179-27							
								Serial No.	NEW APPLICATION							
								Filing Date	HEREWITH							
								Inventor(s)	MARK L. LAWARENCE							
								Group Art Unit	UNASSIGNED							
								TOTAL AMOUNT OF PAYMENT	\$879.00		Examiner	UNASSIGNED				
<p>1. <input checked="" type="checkbox"/> Applicant claims small entity status.</p> <p><input checked="" type="checkbox"/> Charge any <u>UNDERPAYMENT</u> or credit any <u>OVERPAYMENT</u> in the indicated fees to Deposit Account No. 50-1442.</p> <p><input type="checkbox"/> Charge the indicated fees to Deposit Account No. 50-1442.</p>								FEE CALCULATION (continued)								
								3. ADDITIONAL FEES								
								Large Entity		Small Entity		Fee Description				
								Fee Code	Fee (\$)	Fee Code	Fee (\$)		Fee Paid			
FEE CALCULATION								1051	130	2051	65	Surcharge-late filing fee or oath				
1. BASIC FILING FEE								1052	50	2052	25	Surcharge-late provisional filing fee or cover sheet				
Large Entity		Small Entity		Fee Description				1053	130	1053	130	Non-English Specification				
Fee Code	Fee (\$)	Fee Code	Fee (\$)					Fee Paid	1251	110	2251	55	1-mo. ext. of time			
1001	770	2001	385	Utility filing fee				385.00	1252	420	2252	210	2-mo. ext. of time			
1002	340	2002	170	Design filing fee					1253	950	2253	475	3-mo. ext. of time			
1003	520	2003	260	Plant filing fee					1254	1480	2254	740	4-mo. ext. of time			
1004	770	2004	385	Reissue filing fee					1255	2010	2255	1005	5-mo. ext. of time			
1005	160	2005	80	Provisional filing fee					1401	330	2401	165	Notice of Appeal			
SUBTOTAL (1)								\$385.00	1402	330	2402	165	Appeal Brief			
2. EXTRA CLAIM FEES								1403	290	2403	145	Request for Oral Hearing				
tot. claims		39	-	20*	=	19	x	\$9	=	171.00	1501	1330	2501	665	Utility/Reissue Issue Fee	
ind. claims		9	-	3*	=	6	x	\$43	=	258.00	1502	480	2502	240	Design Issue Fee	
<input type="checkbox"/>	Multiple Dependent Claims							\$145	=		1504	300	1504	300	Publication Fee	
Large Entity		Small Entity		Fee Description				8001	3	8001	3	Advance Copy of Patent				
Fee Code	Fee (\$)	Fee Code	Fee (\$)					1460	130	1460	130	Petitions to the Commissioner				
1202	18	2202	9	Claims in excess of 20				1806	180	1806	180	IDS Submission				
1201	86	2201	43	Independent claims in excess of 3				8021	40	8021	40	Assignment recordation				
1203	290	2203	145	Multiple dependent claim, if not paid				1801	770	2801	385	For Filing RCE				
1204	84	2204	43	*Reissue independent claims over original patent				1814	110	2814	55	Terminal Disclaimer				
1205	18	2205	9	*Reissue claims in excess of 20 and over original patent				OTHER (indicate below):								
SUBTOTAL (2)								\$429.00								
* or number previously paid, if greater; For Reissues, see above								SUBTOTAL (3)				\$65.00				

Name	Steven B. Kelber			Registration No.		30,073		
Signature				Date	Jan 30, 2009		Telephone	202-861-3900
Name	Perry E. Van Over			Registration No.				42,197

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: MARK L. LAWRENCE, ET AL.

SERIAL NO: NEW APPLICATION

FILED: HEREWITH

FOR: USE OF NOVEL VIRULENCE-SPECIFIC GENES AS TARGETS FOR DIAGNOSIS AND POTENTIAL
CONTROL OF VIRULENT STRAINS OF *LISTERIA MONOCYTOGENES*

REQUEST FOR PRIORITY

ASSISTANT COMMISSIONER FOR PATENTS
PO BOX 1450
ALEXANDRIA, VA 22313-1450

SIR:

- Full benefit of the filing date of U.S. Application Serial Number [US App No], filed [US App Dt], is claimed pursuant to the provisions of 35 U.S.C. §120.
- Full benefit of the filing date of U.S. Provisional Application Serial Number 60/444,201, filed February 3, 2003; U.S. Provisional Application Serial Number 60/447,297, filed February 14, 2003; and U.S. Provisional Application Serial Number 60/458,414, filed March 31, 2003 is claimed pursuant to the provisions of 35 U.S.C. §119(e).
- Applicants claim any right to priority from any earlier filed applications to which they may be entitled pursuant to the provisions of 35 U.S.C. §119, as noted below.

In the matter of the above-identified application for patent, notice is hereby given that the applicants claim as priority:

<u>COUNTRY</u>	<u>APPLICATION NUMBER</u>	<u>MONTH/DAY/YEAR</u>
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Certified copies of the corresponding Convention Application(s)

- are submitted herewith
- will be submitted prior to payment of the Final Fee
- were filed in prior application Serial No. filed
- were submitted to the International Bureau in PCT Application Number
- (A) Application Serial No.(s) were filed in prior application Serial No. filed ; and
(B) Application Serial No.(s)
 - are submitted herewith
 - will be submitted prior to payment of the Final Fee

Respectfully submitted,

PIPER JAFFRAY LLP

Steven B. Kelber
Registration No.: 30,073

Perry E. Van Over
Registration No.: 42,197

1200 Nineteenth Street, N.W.
Washington, D.C. 20036-2412
Telephone No. (202) 861-3900
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DOCKET NO. 2343-179-27

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: MARK L. LAWRENCE, ET AL.

SERIAL NO.: NEW APPLICATION

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FOR: USE OF NOVEL VIRULENCE-SPECIFIC GENES AS TARGETS FOR
DIAGNOSIS AND POTENTIAL CONTROL OF VIRULENT STRAINS OF
LISTERIA MONOCYTOGENES

LIST OF INVENTORS' NAMES AND ADDRESSES

ASSISTANT COMMISSIONER FOR PATENTS
PO BOX 1450
ALEXANDRIA, VA 22313-1450

SIR:

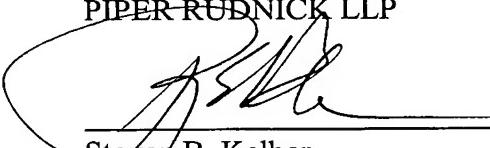
Listed below are the names and addresses of the inventors for the above-identified patent application.

- | | |
|--|--|
| 1) Mark L. LAWRENCE
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Starkville, MS 39759 |

A declaration containing all the necessary information will be submitted at a later date.

Respectfully submitted,

PIPER RUDNICK LLP


Steven B. Kelber
Registration No. 30,073
Attorney of Record

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